

REMARKS

Claims 1-32 are pending in this application.

In the outstanding Official Action, claims 1-32 are subjected to various species election. Specifically, the Examiner asserts that the alleged species are not so linked as to from a single general inventive concept under PCT Rule 13.1.

Applicant hereby makes the following provisional elections:

List I: Rapamycin (Claim 2), (1) Native Rapamycin (Claim 2);

List II: Sample (Claims 3-7), (1) Liquid (Claims 3, 4 and 7), (b)
Blood/mammalian blood (Claims 3, 4 and 7);

List III: FKBP12 protein (Claim 8), (1) full 12 kDa full FKBP12 protein
(Claim 8); and

List IV: FRB Fragment and Detectable Label (Claims 14-19 and 23-30)
(1) FRB fragment is directly bound to a detectable label (Claims 14,
16-19 and 23-26 (a) Colorimetry/enzyme (Claims 14, 16-19 and 23-
26) (ii) HRP enzyme (Claims 14, 16-19 and 23-26) (4) 3, 3', 5, 5'-
tetramethylbenzidine (Claims 14, 16-19 and 23-26), without
traverse.

Applicant notes that upon allowance of a generic claim, applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 C.F.R. § 1.141.

CONCLUSION

Having made the required election, examination on the merits is earnestly solicited. Should the Examiner deem that any further action by Applicants' undersigned representative is desirable and/or necessary, the Examiner is invited to telephone the undersigned at the number set forth below.

In the event this paper is not timely filed, Applicant petitions for an appropriate extension of time. Please charge any fee deficiency or credit any overpayment to Deposit Account No. 14-0112.

Respectfully submitted,

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